(47)

HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE SHRI SATISH K. AGNIHOTRI, J.

WRIT PETITION (S) No. 2196 of 2007

PETITIONER : 1. **Puranik Ram Chaturwedi** S/o Shri Dhanajit Ram Chaturwedi Age about 48 years, Asstt. Teacher, Govt. Middle School, Barouda, Block-Arang, Distt. – Raipur (C.G.)

2. **Top Kumar Sahu** S/o Shri Nathu Ram Sahu Age about 43 years, Asstt. Teacher, Govt. Primary School, Barouda, Block-Arang, Distt. – Raipur (C.G.)
3. **Agya Ram Thakur** S/o Shri Barahuram Thakur Age about 36 years, Asstt. Teacher, Govt. Primary School, Chaprid, Block-Arang, Distt. – Raipur (C.G.)
4. **Hendrik Kumar Bangoliya** S/o Late Shri Prashanna Kumar Age about 49 years, Asstt. Teacher, Govt. Primary School, Nagpura, Block – Arang, Distt. – Raipur (C.G.)
5. **Smt. Keshar Bande** W/o Shri Keshav Ram Bande Age about 38 years, Asstt. Teacher, Govt. Primary School, Bhansoj, Block – Arang, Distt. – Rapur (C.G.)
6. **Nand Kumar Bandhe** S/o Shri Devaldas Bandhe Age about 45 years, Asstt. Teacher, Govt. Primary School, Malidih, Block – Arang, Distt. – Raipur (C.G.)
7. **Narayan Prasad Banjare** S/o Shri Chhotelal Banjare Age about 43 years, Asstt. Teacher, Govt. Primary School, Karhidih, Block – Arang, Distt. – Raipur (C.G.)
8. **Smt. Sant Kurre** W/o Shri Harishankar Kurre Age about 40 years, Asstt. Teacher, Govt. Primary School, Nara, Block – Arang, Distt. – Raipur (C.G.)
9. **Vinod Kumar Gupta** S/o Shri Ramanand Gupta Age about 47 years, Asstt. Teacher, Govt. Primary School, Tekari, Block – Arang, Distt. – Raipur (C.G.)

10. **Khorbahara Ram Verma** S/o Shri Puran Ram Verma Age about 57 years, Asstt. Teacher, Govt. Middle School, Tekari, Block-Arang, Distt.- Raipur (C.G.)
11. **Smt. Saroj Chandrakar** W/o Shri Sant Kumar Chandrakar Aged about 52 years, Asstt. Teacher, Govt. Primary School, Mandirhasaod, Block-Arang, Distt. – Raipur (C.G.)
12. **Santosh Kumar Dewangan** S/o Shri Mohan Lal Dewangan Age about 39 years, Asstt. Teacher, Govt. Primary School, Rakhi, Block-Arang, Distt. – Raipur (C.G.)
13. **Ku. Dropati Patel** S/o Shri Tiharu Ram Patel Age about 46 years, Asstt. Teacher, Govt. Primary Schook, Baktara, Block-Arang, Distt. – Raipur (C.G.)
14. **Pratul Raj Nand** S/o Shri Vijai Nand Age about 41 years, Asstt. Teacher, Govt. M.S. School, Mokhla, Block-Arang, Distt. – Raipur (C.G.)
15. **Kirti Kumar Parmal** S/o Late Shri Manrakhan Lal Parmal Age about 42 years, Asstt. Teacher, Govt. M.S. School, Charoda, Block-Arang, Distt. – Raipur (C.G.)
16. **Lalsahibo Singh** S/o Shri Durjan Singh Age about 41 years, Asstt. Teacher, Govt. Primary School, Arang, Block-Arang, Distt. – Raipur (C.G.)
17. **Shankar Lal Aneshwari** S/o Shri Basant Lal Aneshwari Age about 39 years, Asstt. Teacher, Govt. Primary School, Mandirhasaod, Block-Arang, Distt.-Raipur (C.G.)
18. **Smt. Ruhani Franklin** W/o Shri Rajesh Franklin Age about 32 years, Asstt. Teacher, Govt. Primary School, Mandirhasaod, Block-Arang, Distt.-Raipur (C.G.)
19. **Ishwari Prasad Sahu** S/o Shri Rati Ram Sahu Age about 47 years, Asstt. Teacher, Govt. Primary School, Khapari, Block-Arang, Distt.-Raipur (C.G.)
20. **Lakhan Lal Nourange** S/o Shri Jhungu Ram Nourange Age about 49 years, Asstt. Teacher, Govt. Primary School, Khuteri,

Block-Arang, Distt.-Raipur (C.G.)

21. **Bhikham Chand Dewangan** S/o Shri Khuman Singh Dewangan Age about 44 years, Asstt. Teacher, Govt. Primary School, Lingadih, Bhilai, Block-Arang, Distt. – Raipur (C.G.)
22. **Ku. Dorthi Tandi** D/o Shri Alfred Tandi Age about 39 years, Asstt. Teacher, Govt. Primary School, Bhilai, Block –Arang, Distt. – Raipur (C.G.)
23. **Punau Ram Nirmalkar** S/o Shri Pati Ram Nirmalkar Age about 43 years, Asstt. Teacher, Govt. Primary School, Mokhala, Block – Arang, Distt. – Raipur (C.G.)
24. **Shailendra Singh Bramhe** S/o Shri Munnu Lal Bramhe Age about 42 years, Asstt. Teacher, Govt. Primary School, Kotrabhantha, Block-Arang, Distt. – Raipur (C.G.)

VERSUS

RESPONDENTS : 1. **State Govt. of Chhattisgarh** Through: Secretary, School Education & Tribal Department D.K.S. Bhavan, Raipur (C.G.)
2. **District Education Officer** Raipur (C.G.)
3. **Block Education Officer** Block-Arang, Distt. – Raipur (C.G.)

Present: Shri Ajay Shrivastava, Advocate for the petitioner.
Shri Vinay Pandey, Panel Lawyer for the State / respondents.

ORDER

(Passed on 10th of April, 2007)

1. Learned counsel appearing for the petitioners as well as for the State/respondents jointly submit that the fact and question of law involved in the present writ petition are the same to that of in **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another {2006 (II) MPJR-CG 96}**, which has been disposed of vide order

dated 03.04.2006. Learned counsel appearing for the respondents does not controvert the said submission.

2. In subsequent cases, i.e., Writ Petition (S.) No.4130 of 2005 (***Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another***) and other connected matters, decided by this Court on 15-12-2006, pursuant to the memo dated 28-1-1995, issued by the Secretary, Board of Secondary Education, Bhopal and the prospectus of Diploma in Education Examination, it was clarified that the nomenclature of the Basic Training Institute, i.e., B.T.I. has been changed and renamed as Diploma in Education, i.e., D.Ed. Accordingly, the D.Ed. Certificate holders are also covered by the decision in Writ Petition (S.) No.4130 of 2005 (***Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another***) (Supra).

3. Accordingly, the writ petition is allowed in terms of the order passed in the case of **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another** (Supra), subject to verification of the fact as to whether the petitioners have acquired D.Ed. Examination Certificate on their own expenses as per the circulars dated 24.12.1998 and 01.03.1999 and further whether they have been paid two advance increments or not. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Amit